

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

EDGAR WAYNE,

Petitioner,

v.

CASE NO. 4:03-40023  
HONORABLE PAUL V. GADOLA

DAVE GUNDY,

Respondent.

\_\_\_\_\_ /

CARL BOONE,

Petitioner,

v.

CASE NO. 4:04-40077  
HONORABLE PAUL V. GADOLA

DAVID BERGH,

Respondent.

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**ORDER COMPELLING PRODUCTION OF  
SUPPLEMENTAL STATE COURT RECORD**

Petitioners have filed habeas corpus petitions under 28 U.S.C. § 2254. Respondents filed answers to the habeas petitions, but no supplemental Rule 5 materials, following the re-opening of these cases. Accordingly,

**IT IS ORDERED** that Respondents file a copy of any supplemental state court materials needed to adjudicate the issues within thirty (30) days of the date of this order. *See* Rule 5 of the Rules Governing Section 2254 Cases in the United States District Courts.

S/R. Steven Whalen  
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R. STEVEN WHALEN  
UNITED STATES MAGISTRATE JUDGE

Dated: October 17, 2007

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing order was served on the attorneys and/or parties of record by electronic means or U.S. Mail on October 17, 2007.

S/G. Wilson

Judicial Assistant